



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: James Murphy

Serial No. 09/475,751

Examiner: Afsar M. Qureshi

Filed: December 30, 1999

Group Art Unit: 2667

For: METHOD AND APPARATUS FOR THROTTLING AUDIO PACKETS ACCORDING TO GATEWAY PROCESSING CAPACITY

Confirmation No. 6813

MAIL STOP ISSUE FEE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed for filing in the above-referenced application are the following:

\boxtimes	Issue Fee
\boxtimes	In connection with issuance of a patent:
	PTO Form 85B
\boxtimes	Letter to the Official Draftsman with Formal Drawings 4 sheet(s)
\boxtimes	Applicant's Comments on Examiner's Statement for Reasons for Allowance
\boxtimes	PTO Form 2038 authorizing credit card payment for the above-listed fees
	Any deficiency or overpayment should be charged or credited to deposit
account number 13-1703. A duplicate copy of this sheet is enclosed.	

Customer No. 20575

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Jessica Steinberg

Date: January 6, 2005

Respectfully submitted,

MARGER JOHNSON & McCOLLOM, P.C.

Stephen S. Ford Reg. No. 35,139

MARGER JOHNSON & McCOLLOM, P.C.

1030 SW Morrison Street Portland, OR 97205

503-222-3613



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APPLICANT'S COMMENTS ON **EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE** UNDER 37 C.F.R. 1.104(e)

The Applicant notes that the Examiner has given some of the reasons for allowing the claims. Applicant notes that the limitations in the independent claims provide additional novel and non-obvious reasons for patentability in view of the prior art references. The scope of the claims may also be broader then the Examiner's stated reasons for allowance.

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LETTER TO THE OFFICIAL DRAFTSMAN

Pursuant to the Notice of Allowance, mailed October 7, 2004, applicant submits new formal drawings incorporating the required changes.

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